



GEI-061

*[Handwritten signature]*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
F. DIETLIN et al  
Serial No.: 051,246  
Filed: April 3, 1998  
For: NOVEL...THE SAME

600 Third Avenue  
New York N.Y. 10016  
June 15, 1998

RESPONSE TO NOTICE OF MISSING REQUIREMENTS

Asst. Commissioner for Patents  
Washington, D.C. 20231

Sir:

Responsive to the notification of missing requirements for the above-identified application, Applicants are enclosing herewith a copy of the notice and a copy of the return receipt card showing that the filing of the application was completed on June 5, 1998 by filing the necessary fee, the small entity form and the executed copy of the application. Therefore, the filing of the application is complete and it is requested that the same be forwarded to the group for examination in due course.

Respectfully submitted,  
Bierman, Muserlian and Lucas

"Express Mail" mailing label

By:

number— EL 06 925 0705 45

*[Signature]* Charles A. Muserlian #19,683

Date of Deposit June 15, 1998

Attorney for Applicants

I hereby certify that this paper or fee is being deposited with the United States Postal Service "In Payment of Postage to Addressee" service under 39 CFR 1.10 on the date indicated above and is addressed to the Commissioner

CAM:ds of Patents and Trademarks, Washington, D.C.  
Enclosures

*[Signature]*  
(Signature of person mailing paper or fee)

GEI-061

June 5, 1998

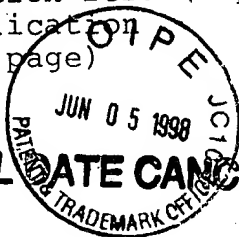
CAM:ds

In re Application of: F. DIETLIN et al  
Serial No.: 051,246  
Filed: April 3, 1998  
For: NOVEL...THE SAME

Received: Completion of Application ltr. (1 page)  
Executed copy of application  
Small Entity form (1 page)  
Check for \$65.00



**MAIL DATE CANCELLED**





UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: ASSISTANT COMMISSIONER FOR PATENTS  
Box PCT  
Washington, D.C. 20231

U.S. APPLICATION NO. 09/051246	FIRST NAMED APPLICANT DIETLIN	ATTY. DOCKET NO. F GEI061
BIERMAN MUSERLIAN & LUCAS 600 THIRD AVENUE NEW YORK, NY 10016		
O.T.P.E. JUN 15 1998 PATENT & TRADEMARK OFFICE		
INTERNATIONAL APPLICATION NO. PCT/FR97/01452		
I.A. FILING DATE 05 AUG 97		PRIORITY DATE 05 AUG 96
DATE MAILED: JUN		

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

☒ a Designated Office (37 CFR 1.494),  
☐ an Elected Office (37 CFR 1.495):

☒ U.S. Basic National Fee.

☒ Copy of the international application in:

☒ a non-English language.  
☐ English.

☒ Translation of the international application into English.

☒ Oath or Declaration of inventor(s) for DO/EO/US.

☐ Copy of Article 19 amendments.

☐ Translation of Article 19 amendments into English.

☐ The International Preliminary Examination Report in English and its Annexes, if any.

☐ Translation of Annexes to the International Preliminary Examination Report into English.

☒ Preliminary amendment(s) filed APR 03, 98 and

☐ Information Disclosure Statement(s) filed and

☐ Assignment document.

☐ Power of Attorney and/or Change of Address.

☐ Substitute specification filed

☐ Verified Statement Claiming Small Entity Status.

☒ Priority Document.

☒ Copy of the International Search Report ☒ and copies of the references cited therein.

☐ Other:

RECEIVED  
JUN 11 1998

BIERMAN, MUSERLIAN AND LUCAS

July 5, 98  
(+1) Aug 5  
(+2) Sep 5  
(+3) Oct 5  
(+4) Nov 5, 98

2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.

☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.

☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).

☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

☒ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.

☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ \_\_\_\_\_ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due. See attached PTO-875.

**ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☒ 21 OR ☐ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

**A copy of this notice MUST be returned with this response.**

Enclosed:

☒ PCT/DO/EO/917

☐ Notice of Defective Translation

☐ PTO-875

FORM PCT/DO/EO/905 (September 1996)

Charita A. Burt, Patent Legal  
Telephone